

Diversion Regulation, Measuring Device and Headgate Notice

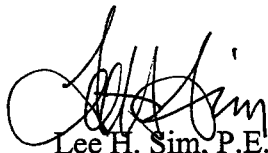
cause to be installed such controlling works or measuring devices, and the cost of the same shall be a lien against the lands and water rights served thereby, and the state engineer is authorized to bring such action in the name of the state to foreclose such lien."

Therefore, you are hereby notified that your diversions must be equipped with a functional and accurate measuring device and lockable headgate or control structure. These improvements must be completed prior to April 15, 2005. We would recommend that you talk with the commissioner to see what he would recommend be installed in your particular situation.

Your diversion will be inspected for compliance. If it is not in compliance, an Order to Cease the Use of Water will be issued from the State Engineer. If such an order is issued, the diversion will be tagged, closed, and locked by the water commissioner. In situations where the diversion cannot be closed, the State Engineer may seek a court order requiring the use of water be ceased until such time as the control structure and measuring device are installed and working properly.

Thank you for your cooperation in attending to this matter in a timely manner. If you have any questions concerning this notice, please contact me by phone at (801) 538-7380 or by e-mail at LeeSim@Utah.Gov or Jim Riley, Regional Engineer, by phone at (801) 538-7400 or by e-mail at JimRiley@Utah.gov

Dated this 30 day of August, 2004


Lee H. Sim, P.E.
Assistant State Engineer

cc: Jim Riley, Regional Engineer,
Stanley Roberts, Water Commissioner